

FEB 23 2004  
JCT09  
U.S. PATENT AND TRADEMARK OFFICE  
TRANSMITTAL FORM

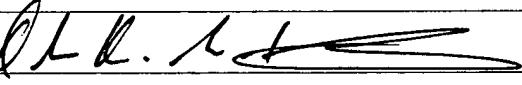
<b>TRANSMITTAL FORM</b> <small>(to be used for all correspondence after initial filing)</small>		Application Number	10/716,291
		Filing Date	11/18/2003
		First Named Inventor	Kevin J. Cann, et al.
		Group Art Unit	Unassigned
		Examiner Name	Unassigned
Total Number of Pages in This Submission	4 <small>+references</small>	Attorney Docket Number	2002U020.US

**ENCLOSURES (check all that apply)**

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Preliminary Amendment / Response <div style="margin-left: 20px;"><input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)</div> <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Form-1449 <input checked="" type="checkbox"/> Information Disclosure Statement <div style="margin-left: 20px;"><input checked="" type="checkbox"/> 1449 Form <input checked="" type="checkbox"/> Copies of Cited References</div> <input type="checkbox"/> Certified Copy of Priority Documents) <input type="checkbox"/> Response to Missing Part/ Incomplete Application <div style="margin-left: 20px;"><input type="checkbox"/> Response to Missing Parts</div>	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer Two (2) <input type="checkbox"/> Notice to File Corrected Application Papers <input type="checkbox"/> Substitute Specification	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): <u>Postcard</u>
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**REMARKS**

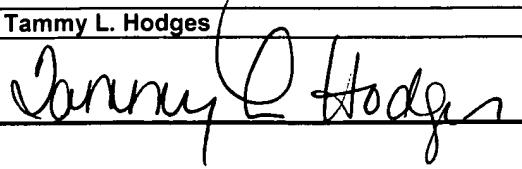
**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Or Individual name	Osborne K. McKinney	Registration No.	40,084
Signature			
Date	2 - 20 - 04		

**CERTIFICATE OF MAILING**

I hereby certify having information and a reasonable basis for belief that this correspondence will be deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date:

February 20, 2004

Typed or printed name	Tammy L. Hodges		
Signature		Date	February 20, 2004

<b>TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR § 1.97(b), 1.97(c), or 1.97(d)</b>		<b>Attny. Docket No. 2002U020.US</b>
<b>In Re Application of: Kevin J. Cann et al.</b>		
<b>U.S. Serial No. 10/716,291</b>	<b>Filing Date November 18, 2003</b>	<b>Examiner Unassigned</b>
		<b>Group Art Unit Unassigned</b>



Address to:  
**Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**37 CFR § 1.97(b)**

The Information Disclosure Statement submitted herewith is being filed within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d); within three months of the date of entry of the national stage as set forth in § 1.491 in an international application; before the mailing of a first Office Action on the merits; or before the mailing of a first Office Action after the filing of a request for continued examination under § 1.114.

**37 CFR § 1.97(c)**

The Information Disclosure Statement submitted herewith is being filed after three months of the filing date of a national application other than a continued prosecution application under § 1.53(d); after three months of the date of entry of the national stage as set forth in § 1.491 in an international application; after the mailing of a first Office Action on the merits; or after the mailing of a first Office Action after the filing of a request for continued examination under § 1.114, but before the mailing date of:

1. a Final Action under § 1.113,
2. a Notice of Allowance under § 1.311, or
3. an action that otherwise closes prosecution in the application,

and is accompanied by either:

the fee as set forth in § 1.17(p), or  
 the following statement under § 1.97(e)(1): each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

**37 CFR § 1.97(d)**

The Information Disclosure Statement submitted herewith is being filed after a Final Action under § 1.113, a Notice of Allowance under § 1.311, or an action that otherwise closes prosecution in the application, but before, or simultaneously with, the payment of the issue fee. Submitted herewith is the fee as set forth in § 1.17(p) and the following statement under 37 CFR § 1.97(e)(1): each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

Applicant hereby request consideration of the Information Disclosure Statement, USPTO form 1449, submitted herewith.

Legible copies of the non-US references are enclosed.

This application is a:  
 Continuation / Divisional,  
 Continuation-in-Part,

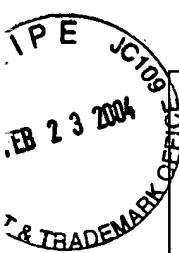
The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment, to ***Deposit Account Number 50-0589***.

2-20-04

Date

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**INFORMATION DISCLOSURE  
STATEMENT**
*(Use several sheets if necessary)*

 ATTY. DOCKET NO. **2002U020.US** SERIAL NO. **10/716,291**

APPLICANT

**Kevin J. Cann, et al.**FILING DATE **11/18/2003** GROUP **Unassigned**

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	5,075,395	12/24/1991	Durand et al.	526	105	
	AB	2002/0042482	04/11/2002	Monoi et al.	526	106	
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	PUBL. DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
							YES <input type="checkbox"/> NO <input type="checkbox"/>
	AK	JP 2002020412	01/23/2002	Japan			X <input type="checkbox"/>
	AL	JP 2001294612	10/23/2001	Japan			X <input type="checkbox"/>
	AM	JP 2001198811	07/24/2001	Japan			X <input type="checkbox"/>
	AN	CN 1214344	4/21/1999	China			X <input type="checkbox"/>

## OTHER DISCLOSURES (Including Author, Title, Date, Pertinent Pages of Publication, Etc.)

AO	
AP	

EXAMINER	DATE CONSIDERED
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\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line though citation if not in conformance and not considered. Include copy of this form with next comment to applicant